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6 Number of Pages (including this page)

Date: June 8, 2006
To: Examiner Phuong, Dai - Art Unit 2617
Location: United States Patent and Trademark Office
Fax No.: (571) 273-8300 Centralized Facsimile Number
From: Larry G. Brown REG. NO. 45,834
Subject: Serial No.: 10/741,653 Docket No.: CE12083JME

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MESSAGE:

Enclosed herewith for filing in the above-identified application, please find:

- Transmittal Form;
- Fee Transmittal (in duplicate);
- Notice of Appeal (in duplicate).

EXAMINER:	Phuong, Dai
ART UNIT:	2617
APPLICATION SERIAL NO.:	10/741,653
FILE DATE:	December 19, 2003
INVENTORS:	William H. Robertson, Jr.

CERTIFICATE OF FAX TRANSMITTAL

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Date: June 8, 2006

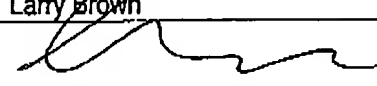
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Printed Name: Larry G. Brown

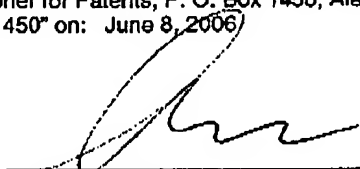
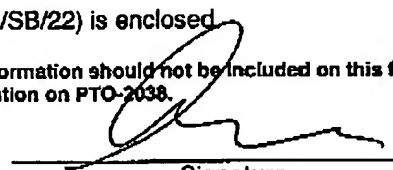
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10741,653	
	Filing Date	December 19, 2003	
	First Named Inventor	William H. Robertson, Jr.	
	Group Art Unit	2617	
	Examiner Name	Phuong, Dai	
Total Number of Pages in this Submission	5	Attorney Docket Number	CE12083JME

ENCLOSURES		(check all that apply)
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Notice of Appeal to the Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies <input type="checkbox"/> Other Enclosure(s) (please identify below) <input type="checkbox"/> Response to Restriction Requirement <input type="checkbox"/> Associate Power of Attorney <input type="checkbox"/> RCE <input type="checkbox"/> Copy of Notice to File Missing Parts <input type="checkbox"/> Interview Summary
Remarks <input type="checkbox"/> X Facsimile Transmittal		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual	LARRY G. BROWN	Registration No.	45,834
Signature			
Date	June 8, 2006		

CERTIFICATE OF TRANSMITTAL/MAILING/FAX	
I hereby certify that this correspondence is being facsimile transmitted to facsimile number <u>(571) 273-8300</u> or deposited with the United States Postal Service with sufficient postage thereon, as first-class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on the date listed below:	
Typed or printed name	Larry Brown
Signature	
Date	June 8, 2006

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number CE12083JME
I hereby certify that this correspondence is being transmitted by facsimile (571) 273-8300 addressed to "Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450" on: June 8, 2006 Signature  Typed or printed name <u>Larry G. Brown</u> Confirmation No. 3837	In re Application of Robertson	RECEIVED CENTRAL FAX CENTER JUN 08 2006
	Application Number 10/741,653	
	Filed December 19, 2003	
	For LATCHING MECHANISM AND METHOD OF OPERATION THEREOF	
	Art Group 2617	
Examiner Phuong, Dai		
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ <u>500.00</u> <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____ <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a Fee Transmittal in duplicate. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any over payment to Deposit Account Number 502117 . I have enclosed a Fee Transmittal in duplicate. <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed <p style="text-align: center; font-size: small;">WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>		
I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>45,834</u> <input type="checkbox"/> Attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a). _____		
<div style="display: flex; justify-content: space-between;"> <div>  Signature <u>LARRY G. BROWN</u> Typed or printed name <u>954-723-4295</u> Telephone number <u>June 8, 2006</u> Date </div> </div>		
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.		
<input checked="" type="checkbox"/> * Total of <u>2</u> forms are submitted.		

This collection of information is required by 37 CFR 1.91. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

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FEE TRANSMITTAL Patent fees are subject to annual revision <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Complete if Known	
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		Filing Date	December 19, 2003
		First Named Inventor	William H. Robertson, Jr.
		Examiner Name	Phuong, Dai
Group Art Unit		2617	
TOTAL AMOUNT OF PAYMENT		(\$ 500.00)	
Attorney Docket No.		CE12083JME	

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																								
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number <u>502117</u> Deposit Account Name <u>Motorola, Inc.</u> The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fees(s) indicated below, except for the filing fee to the above-identified deposit account.		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>1051</td><td>2051</td><td>Surcharge - late filing fee or oath</td></tr> <tr><td>1052</td><td>2052</td><td>Surcharge - late Provisional filing</td></tr> <tr><td>1053</td><td>1053</td><td>Non-English specification</td></tr> <tr><td>1812</td><td>2520</td><td>For filing a request for ex parte Reexamination</td></tr> <tr><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>1805</td><td>1840*</td><td>Requesting publication of SIR after Examiner action</td></tr> <tr><td>1251</td><td>110</td><td>Extension for reply within first month</td></tr> <tr><td>1252</td><td>430</td><td>Extension for reply within second month</td></tr> <tr><td>1253</td><td>980</td><td>Extension for reply within third month</td></tr> <tr><td>1254</td><td>1530</td><td>Extension for reply within fourth month</td></tr> <tr><td>1255</td><td>2080</td><td>Extension for reply within fifth month</td></tr> <tr><td>1401</td><td>340</td><td>Notice of Appeal</td></tr> <tr><td>1402</td><td>340</td><td>Filing a brief in support of an appeal</td></tr> <tr><td>1403</td><td>300</td><td>Request for oral hearing</td></tr> <tr><td>1451</td><td>1510</td><td>Petition to institute a public use proceeding</td></tr> <tr><td>1452</td><td>110</td><td>Petition to revive - unavoidable</td></tr> <tr><td>1453</td><td>1370</td><td>Petition to revive - unintentional</td></tr> <tr><td>1501</td><td>1370</td><td>Utility issue fee (or reissue)</td></tr> <tr><td>1502</td><td>490</td><td>Design issue fee</td></tr> <tr><td>1503</td><td>690</td><td>Plant issue fee</td></tr> <tr><td>1480</td><td>130</td><td>Petitions to the Commissioner</td></tr> <tr><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17(a)</td></tr> <tr><td>1806</td><td>180</td><td>Submission of IDS</td></tr> <tr><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td></tr> <tr><td>1809</td><td>790</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td></tr> <tr><td>1810</td><td>790</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td></tr> <tr><td>1801</td><td>790</td><td>Request for Continued Examination (RCE)</td></tr> <tr><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td></tr> </tbody> </table>		Large Entity	Small Entity	Fee Description	1051	2051	Surcharge - late filing fee or oath	1052	2052	Surcharge - late Provisional filing	1053	1053	Non-English specification	1812	2520	For filing a request for ex parte Reexamination	1804	920*	Requesting publication of SIR prior to Examiner action	1805	1840*	Requesting publication of SIR after Examiner action	1251	110	Extension for reply within first month	1252	430	Extension for reply within second month	1253	980	Extension for reply within third month	1254	1530	Extension for reply within fourth month	1255	2080	Extension for reply within fifth month	1401	340	Notice of Appeal	1402	340	Filing a brief in support of an appeal	1403	300	Request for oral hearing	1451	1510	Petition to institute a public use proceeding	1452	110	Petition to revive - unavoidable	1453	1370	Petition to revive - unintentional	1501	1370	Utility issue fee (or reissue)	1502	490	Design issue fee	1503	690	Plant issue fee	1480	130	Petitions to the Commissioner	1807	50	Processing fee under 37 CFR 1.17(a)	1806	180	Submission of IDS	8021	40	Recording each patent assignment per property (times number of properties)	1809	790	Filing a submission after final rejection (37 CFR § 1.129(a))	1810	790	For each additional invention to be examined (37 CFR § 1.129(b))	1801	790	Request for Continued Examination (RCE)	1802	900	Request for expedited examination of a design application
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SUBMITTED BY Name (Print/Type) <u>Larry G. Brown</u> Signature <u>[Signature]</u>		Complete (if applicable) Registration No. <u>45,834</u> Telephone <u>954-723-4295</u> Date <u>June 8, 2006</u>																																																																																								